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2 Also PA Bar
3 Also NY Bar
4 Also MD Bar
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October 30, 1995

CERTIFIED MAIL

Joseph Cosentino, OSC
Removal Action Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region II
2890 Woodbridge Avenue
Edison, New Jersey 08837

Re: Bayonne Barrell & Drum Superfund Site
The Betham Corporation

Dear Mr. Cosentino:

This firm represents The Betham Corporation with respect to the above-referenced matter. I am in receipt of a Request for Information dated September 28, 1995 sent by your office seeking information relevant to the involvement, if any, of The Betham Corporation at the Bayonne Barrell & Drum Superfund Site. Enclosed please find a response to the request for information pursuant to 42 U.S.C. §9601 et seq. This response is certified by a duly-authorized officer of The Betham Corporation.

This response is submitted in the spirit of cooperation and should not be construed as a waiver of The Betham Corporation's rights to object to any specific question or any further such questions. The Request for Information, in our judgment, goes beyond that which may be reasonably required by USEPA pursuant to Section 104(e)(2) of CERCLA. It is assumed that this Request for Information is directed at any alleged use by The Betham Corporation of Bayonne Barrell & Drum Superfund Site. Any other interpretation would require the production of voluminous materials irrelevant to the subject of this Request for Information. Neither the submission of this document by The Betham Corporation nor the information contained therein shall constitute or be interpreted or misconstrued as an admission of any law or fact by The Betham Corporation.

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I trust that this response will enable this matter to be resolved in its entirety.

Very truly yours,


Michael G. Friedman

MGF/lb
Encl.
cc: Mrs. Margaret A. Natale

1.
 - a. The Betham Corporation
 - b. The Betham Corporation is a corporation duly organized and existing under the laws of the State of Delaware.
 - c. The name and address of the President of the company is G. Laurence Liedel, 21 Hillcrest Drive, Piscataway, NJ 08854. There are no Chairpersons of the Board insofar as The Betham Corporation is a close corporation with two directors.
 - d. Not applicable.
 - e. Not applicable.
 - f. Not applicable.
2. Upon information and belief, and following diligent review of all available information, The Betham Corporation did not transact any business with Bayonne Barrell & Drum Superfund Site for the disposal, treatment or storage of any barrels, drums or other containers.
3. Margaret A. Natale, Vice President, The Betham Corporation, 87 Lincoln Blvd. and River Road, Middlesex, NJ 08846, has "knowledge of facts relating to the questions which are the subject of this inquiry". Mrs. Natale has been an officer of The Betham Corporation since its inception and has personal knowledge concerning the day-to-day operations of the company.
4. Margaret A. Natale, Vice President, was consulted in responding to these questions.
5. Not applicable
6. Not applicable
7. Not applicable

REQUEST FOR INFORMATION

1. General Information About the Company

- a. State the correct legal name of the Company.
- b. Identify the legal status of the Company (corporation, partnership, sole proprietorship, specify if other) and the state in which the Company was organized.
- c. State the names(s) and address(es) of the President and the Chairperson of the Board of the Company.
- d. If the Company has subsidiaries or affiliates, or is a subsidiary of another organization, identify these related companies and state the names(s) and address(es) of the President(s) and the Chairperson(s) of the Board of those organizations. Provide such information for any further parent/subsidiary relationships.
- e. If the Company is a successor to, or has been succeeded by, another company, identify such other company and provide the same information requested above for the predecessor or successor company.
- f. If the Company transacted business with Bayonne Barrel & Drum in the name of an entity not disclosed above, give the name of such entity and state its relationship to the Company.

2. Company's Relationship to Bayonne Barrel & Drum

- a. State whether the Company or any Company facility transacted any business with Bayonne Barrel & Drum for the disposal, treatment, or storage of any barrels, drums, or other containers (hereinafter collectively referred to as "Containers").
 - i. If so, describe the relationship (nature of services rendered or products sold to the Company) between the Company and Bayonne Barrel & Drum;
 - ii. Provide copies of any contracts or agreements between the Company and Bayonne Barrel & Drum;

- iii. For each such facility, state the nature of the operations conducted at the facility, including the time period in which the facility operated; and
 - iv. For each such facility, state its name, address, and current RCRA Identification Number.
- b. In addition, if the Company transacted business with Bayonne Barrel & Drum, provide the following information for each transaction:
- i. Identify the specific dates of each transaction. Where an exact date cannot be provided for a transaction, provide an approximation by month and year;
 - ii. Identify the number of Containers that were the subject of each such transaction;
 - iii. Generically describe each Container that was the subject of each such transaction (example: closed-head steel drums, etc.);
 - iv. Identify the intended purpose of each such transaction;
 - v. State whether each Container that was the subject of the transaction contained any substance at the time of the transaction. As to each Container that contained any substance:
 - (1) Identify each such substance, including its chemical content, physical state, quantity by volume and weight, and other characteristics; and
 - (2) Provide all written analyses that may have been made for each such substance or which may be in the custody or control of the Company and all material safety data sheets, if any, relating to each such substance;
 - vi. If you contend that any such Container did not contain any substance at the time of the transaction:
 - (1) State whether such Container had previously been used by the Company to contain any substance, and if so:

- (a) Identify all substances previously contained within such Container, including its chemical content, physical state, and other characteristics; and
 - (b) Provide as to such substances, all written analyses that may have been made for each such substance or which may be in the custody or control of the Company and all material safety data sheets, if any, relating to each such substance;
 - vii. Describe in detail any treatment of any Container that may have been performed by or on behalf of the Company prior to the time that the Container was transferred from the Company, including any process or procedure by which the Container was emptied or cleaned;
 - viii. Provide copies of all documents relating in any way to each transaction, including copies of delivery receipts, invoices, or payment devices;
 - ix. Identify all persons who might have knowledge of the transaction or who had any responsibility regarding the transaction; and
 - x. If you sent any Container by means of any third party transporter, identify each such transporter, including the name and address of such transporter, and identify in which of the transactions such transporter acted.
3. Identify any other person (e.g., individual, company, partnership, etc.) having knowledge of facts relating to the questions which are the subject of this inquiry. For each such person that you identify, provide the name, address, and telephone number of that person, and the basis of your belief that he or she has such knowledge. For past and present employees, include their job title and a description of their responsibilities.
4. Identify each person consulted in responding to these questions and correlate each person to the question on which he or she was consulted.

5. Provide a list of all insurance policies and indemnification agreements held or entered into by you that may indemnify you against any liability that you may be found to have under CERCLA. Specify the insurer, type of policy, effective dates, and state per occurrence policy limits for each policy. Copies of policies may be provided in lieu of a narrative response. In response to this request, please provide not only those policies and agreements that are currently in effect, but also those in effect since your company began sending Containers to the Site.

6. State whether there exists any agreement or contract (other than an insurance policy) which may indemnify the Company, present or past directors, officers or owners of shares in the Company, for any liability that may result under CERCLA. Provide a copy of any such agreement or contract. Identify any agreement or contract that you are unable to locate or obtain.

7. Supply any additional information or documents that may be relevant or useful to identify other sources who disposed of or transported Containers to the Site.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of New Jersey

County of Middlesex

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Margaret A. Natale

NAME (print or type)

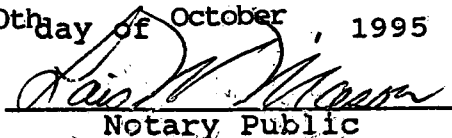
Vice President

TITLE (print or type)


SIGNATURE

Sworn to me before this

30th day of October, 1995


Notary Public

LOIS W. MASON

NOTARY PUBLIC OF NEW JERSEY

My Commission Expires Jan. 4, 1998

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MAIL



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